

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Miller et al.

Attorney Docket No.: EVLDP001

Application No.: 10/041,768

Examiner: Huynh, B.

Filed: October 31, 2001

Group: 2179

Title: METHOD AND SYSTEM FOR TESTING
WEBSITES

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**DECLARATION OF PRIOR INVENTORSHIP IN THE UNITED STATES
(37 CFR § 1.131)**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We, Edward E. Miller and Rita Bral, each separately and individually declare as follows:

1. I am an inventor of the subject matter described in the above-identified patent application.
2. Attached are product release notes from March 21, 2000 regarding CAPBAK/Web [IE] Ver. 1.5 for Windows NT and Windows 2000. The Product Release Notes discuss a browser based solution for testing websites that corresponds to the subject matter described in the above-identified patent application.
3. Accordingly, the press release shows that the subject matter described in the above-identified patent application was made at least by the date of March 21, 2000, which is a date earlier than the effective date of U.S. Patent No.: 6,754,701, U.S. Appl. No. 09/565,832, filed May 5, 2000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. I further declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both (under Section 1001 of Title 18 of the United States Code), and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

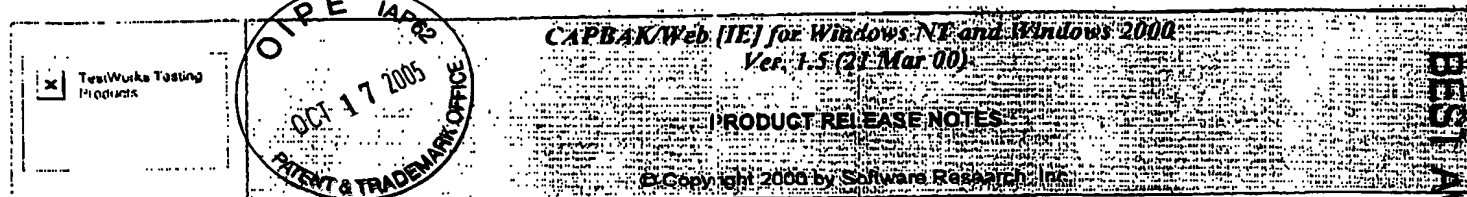
INVENTORS:


Edward E. Miller

Date: 13 OCT 05


Rita Bral

Date: 13 OCT 2005



These are the Release Notes for CAPBAK/Web [IE] Ver. 1.5 for Windows NT and Windows 2000 (21 Mar 00 Build).

This release of CAPBAK/Web is optimized to run on Windows NT and Windows 2000. You can

Download CAPBAK/Web [IE] Ver. 1.5 (21 Mar 00) immediately.

An earlier version of CAPBAK/Web supports Windows 95/Windows 98

CAPBAK/Web performs all functions needed for detailed WebSite static and dynamic testing, QA/Validation, and load imposition. CAPBAK/Web includes native capabilities that permit it to handle WebSite features that are difficult, awkward, or even impossible with other technical approaches that are based on viewing a website from the Windows OS level. CAPBAK/Web, as a Test Enabled Web Browser, overcomes those limitations and makes all website testing activities very straightforward.

Here is a summary of the main features of CAPBAK/Web, many of which are new in this release:

- Intuitive GUI on the browser to control all functions.
- Recording and playback of user sessions in integrated true-time and object mode.
- Fully editable recordings/scripts.
- Pause/SingleStep/Resume control to help checkout scripts.
- Content validation options, including internal HTML document features, selected text fragments, selected images, and all images and applets.
- Built-in event charts, timing charts, performance charts.
- Wizards create scripts to exercise all links on a page, push all buttons on a FORM, and manipulate a FORM's contents.
- Secure zone recording support.
- JavaScript and VBScript fully supported.
- Special advanced features support Java applets recording (other products cannot do this).
- Spreadsheet ready event file, messages file, errors file and performance files are compatible with all popular databases.
- Performance timings to 1 msec resolution.
- Cache management (you can play back tests without a cache or with an initially empty cache).

Requirements for Operating CAPBAK/Web [IE] Ver. 1.5

You must have Internet Explorer (IE) Ver. 4.0 or Ver. 5.0 later installed on your machine running Windows NT or Windows 2000 machine. We recommend that you have IE Ver. 5.0 installed to assure best product operation. You can Download Internet Explorer Ver. 5.0 direct from Microsoft.

Technical Limitations

Certain limitations exist in CAPBAK/Web for Windows NT and Windows 2000, as follows:

- Certain pages that use *Page Transition Effects* will fail to play back accurately. Examples of page transitions that cause problems are "Blend" and "Random Dissolve".
- A mailto: instance is recorded by the test wizards as comments. If you remove the comments CAPBAK/Web will perform the mailto: action but this will require a manual intervention during playback.
- Instances of ftp: are recorded by the wizard as comments. However, you can edit out the comment delimiters and make the ftp: live if desired. If you remove the comments the ftp: will be played back correctly and the download will proceed normally, but may require user interaction.
- No newlines or other unexpected white space in manually created/edited keysave files. Blank lines between commands are OK.

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Software Research, Inc.
901 Minnesota Street
San Francisco, CA 94107 USA

Phone: +1 (415) 550-3020
TollFree: +1 (800) 942-SOFT [USA Only]
Fax: +1 (415) 550-3030
E-Mail: info@soft.com

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